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4 **UNITED STATES DISTRICT COURT**
5 **DISTRICT OF NEVADA**
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7 GERALD ERWIN, et al.,

8 Plaintiffs,

9 v.

10 WELLS FARGO BANK, N.A.,

11 Defendant.
12


Case No. 2:15-cv-01396

ORDER

13 Plaintiffs failed to have default entered before filing for default judgment. Plaintiffs failed
14 to meet and confer with opposing counsel before filing for default judgment. There is no reason
15 why plaintiffs would have entered into the stipulation in good faith had they not intended to allow
16 any response to the complaint as provided by the rules, including the filing of a motion to dismiss.
17 Finally, the stipulation twice speaks in terms of a “response” to the complaint—in the caption and
18 at paragraph 6. The term “responsive pleading” in the stipulation is unreasonably limiting to the
19 efficiency of the litigation and to defendant’s array of choices in which to seek disposition of the
20 controversy. Accordingly,

21 THE COURT HEREBY ORDERS that defendant’s motion to strike motion for default
22 judgment (#15) is GRANTED.

23 DATED this 25 day of September, 2015.

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Lloyd D. George
United States District Judge